

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>05-170</u>
	:	
v.	:	DATE FILED: _____
	:	
MARCEL HARPER,	:	VIOLATIONS:
a/k/a "Mike Harper,"	:	
a/k/a "Miz,"	:	18 U.S.C. § 371 (conspiracy to commit
RONNIE MUIR,	:	armed bank robbery - 1 count)
a/k/a "Manny,"	:	18 U.S.C. § 2113(d) (armed bank robbery
a/k/a "Man,"	:	- 3 counts)
a/k/a "Strong,"	:	18 U.S.C. § 924(c) (use and carrying a
JERYLE SOWELL,	:	firearm during a crime of violence
a/k/a "G,"	:	- 3 counts)
a/k/a "Geez,"	:	18 U.S.C. § 2 (aiding and abetting)
CHRISTOPHER BOOKER,	:	Notice of forfeiture
a/k/a "Book,"	:	
a/k/a "Black,"	:	
HENRY MYERS	:	

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

1. From in or about March 2004, to on or about September 27, 2004, in Philadelphia, in the Eastern District of Pennsylvania, in Wilmington, in the District of Delaware, and elsewhere, defendants

MARCEL HARPER,
a/k/a "Mike Harper,"
a/k/a "Miz,"
RONNIE MUIR,
a/k/a "Manny,"
a/k/a "Man,"

**a/k/a “Strong,”
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,”
CHRISTOPHER BOOKER,
a/k/a “Book,”
a/k/a “Black,” and
HENRY MYERS**

conspired and agreed, with Burnie Tindale, charged elsewhere, and others unknown to the grand jury, to commit an offense against the United States, that is, knowingly and unlawfully committing and aiding and abetting armed bank robbery, in violation of Title 18, United States Code, Sections 2113(d) and 2.

MANNER AND MEANS

It was part of the conspiracy that:

1. Defendants MARCEL HARPER, RONNIE MUIR, and JERYLE SOWELL, and Burnie Tindale, charged elsewhere, and others unknown to the grand jury, planned to rob the Artisans Bank, at 4901 Kirkwood Highway, Wilmington, Delaware on April 14, 2004, and the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania on June 15, 2004, of money by use of force, threats of force and violence and the use of dangerous weapons, that is, handguns.
2. Defendants RONNIE MUIR and JERYLE SOWELL, and Burnie Tindale, charged elsewhere, planned to rob the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania on September 27, 2004, of money by use of force, threats of force and violence and the use of dangerous weapons, that is, handguns.
3. Defendant MARCEL HARPER assisted the members of the conspiracy in selecting and “casing” banks to rob, practicing the planned robberies, and directed the members

of the conspiracy in the methods of committing armed bank robberies.

4. Defendants RONNIE MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale committed the armed bank robberies and carried and brandished firearms and wore hats, gloves and face coverings and gained admission to one or more of the banks shortly after they opened for daily business to commit the robberies.

5. Defendants RONNIE MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale took control of one or more of the banks at gunpoint, corralled bank employees and customers into either bank vault areas or inner bank offices, and gained entry to the vault area from bank personnel with access keys.

6. On occasion, one of the perpetrators, defendant RONNIE MUIR or Burnie Tindale, vaulted the teller counter to gain access to United States currency in teller drawers, while the other perpetrators controlled the main lobby and entrance of the banks.

7. Defendants RONNIE MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale then forced employees at gunpoint to open the banks' vaults in order to gain access to substantial sums of United States currency.

8. Defendant RONNIE MUIR or Burnie Tindale gathered United States currency from within the bank vaults and from teller drawers and placed the money within plastic bags, which on at least two occasions were taken from bank trash receptacles, while one or more of defendants MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER controlled the bank employees and patrons and guarded the main bank door.

9. One or more of the defendants, including RONNIE MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale forced bank employees and

customers to go into either the vault area or bank offices in the banks and caused them to be restrained inside those locations.

10. Defendants RONNIE MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale escaped from at least two of the banks in stolen getaway vehicles which were subsequently abandoned, and thereafter the robbers entered “switch” vehicles ordinarily parked at apartment complex locations located less than one mile from each of the respective banks, and completed their escape.

11. Defendants RONNIE MUIR, JERYLE SOWELL, CHRISTOPHER BOOKER, and MARCEL HARPER, and Burnie Tindale later divided the proceeds of the bank robberies.

12. At the request of defendant RONNIE MUIR and Burnie Tindale, defendant HENRY MYERS “cased” and provided bank layout information for the planned bank robbery of a PNC Bank located off Bustleton Avenue in Northeast Philadelphia that was planned in the spring of 2004, but ultimately not committed by the members of the conspiracy, was advised of the location of “switch” cars to be used in the Citizens Bank robbery, in the event the cars had to be retrieved after an unsuccessful robbery, and periodically received payments of portions of proceeds of armed bank robberies committed by defendants MUIR, JERYLE SOWELL, and CHRISTOPHER BOOKER, and Burnie Tindale.

OVERT ACTS

In furtherance of the conspiracy, the defendants and others known and unknown to the grand jury, committed the following overt acts, among others, in the Eastern District of Pennsylvania and elsewhere:

The April 14, 2004 Artisans Bank Robbery

1. In or about April 2004, after defendants MARCEL HARPER and RONNIE MUIR advised Burnie Tindale of the location of, and a plan to commit the armed robbery of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware, Tindale recruited defendant JERYLE SOWELL to assist him and defendant MUIR in the armed robbery of the Artisans Bank, each agreeing that they would share in the proceeds of the robbery.

2. On or about April 14, 2004, defendants RONNIE MUIR and JERYLE SOWELL, and Burnie Tindale committed the armed bank robbery of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware, and stole approximately \$46,114 in United States currency.

The June 15, 2004 Citizens Bank Robbery

3. In or about June 2004, after defendants MARCEL HARPER and RONNIE MUIR advised Burnie Tindale of the location of, and a plan to commit the armed robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, Tindale recruited defendants JERYLE SOWELL and CHRISTOPHER BOOKER to participate with him in carrying out the armed robbery of the Citizens Bank on June 15, 2004.

4. On or about June 15, 2004, defendants JERYLE SOWELL and CHRISTOPHER BOOKER, and Burnie Tindale committed the armed robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, and stole approximately \$52,935 in United States currency.

The September 27, 2004 M & T Bank Robbery

5. On or about September 27, 2004, defendants RONNIE MUIR and JERYLE SOWELL, and Burnie Tindale committed the armed bank robbery of the M & T Bank, 489

Bristol Pike, Andalusia, Pennsylvania, and stole approximately \$76,254 in United States currency.

6. From in or about April 2004 through September 2004, defendant HENRY MYERS received from Burnie Tindale cash payments from some of the cash proceeds of armed bank robberies committed by the members of the conspiracy.

All in violation of Title 18, United States Code, Section 371.

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 14, 2004, in the Eastern District of Pennsylvania and in
Wilmington, in the District of Delaware, defendants

**MARCEL HARPER,
a/k/a “Mike Harper,”
a/k/a “Miz,”
RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong,” and
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,”**

and Burnie Tindale, charged elsewhere, knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Artisans Bank, 4901 Kirkwood Highway, Wilmington, Delaware, lawful currency of the United States, that is, approximately \$46,114, belonging to, and in the care, custody, control, management, and possession of, the Artisans Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants HARPER, MUIR, and SOWELL knowingly and unlawfully assaulted, and aided and abetted the assault and putting in jeopardy of, the lives of the employees of the Artisans Bank, and other persons, by use of a dangerous weapon, that is, a handgun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT THREE

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 14, 2004, in the Eastern District of Pennsylvania and in
Wilmington, in the District of Delaware, defendants

**MARCEL HARPER,
a/k/a “Mike Harper,”
a/k/a “Miz,”
RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong,” and
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,”**

and Burnie Tindale, charged elsewhere, knowingly used and carried, and aided, abetted and
willfully caused, the use and carrying of a firearm, that is, a handgun, during and in relation to a
crime of violence for which they may be prosecuted in a court of the United States, that is, the
armed bank robbery of the Artisans Bank located at 4901 Kirkwood Highway, Wilmington,
Delaware, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT FOUR

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 15, 2004, in Brookhaven, in the Eastern District of
Pennsylvania, defendants

**MARCEL HARPER,
a/k/a “Mike Harper,”
a/k/a “Miz,”
RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong,”
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,” and
CHRISTOPHER BOOKER,
a/k/a “Book,”
a/k/a “Black,”**

and Burnie Tindale, charged elsewhere, knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, lawful currency of the United States, that is, approximately \$52,935, belonging to, and in the care, custody, control, management, and possession of, the Citizens Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants HARPER, MUIR, SOWELL, and BOOKER knowingly and unlawfully assaulted, and aided and abetted the assault and putting in jeopardy of, the lives of the employees of the Citizens Bank, and other persons, by use of a dangerous weapon, that is, a handgun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT FIVE

THE GRAND JURY FURTHER CHARGES THAT:

On or about June 15, 2004, in the Eastern District of Pennsylvania, defendants

**MARCEL HARPER,
a/k/a “Mike Harper,”
a/k/a “Miz,”
RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong,”
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,” and
CHRISTOPHER BOOKER,
a/k/a “Book,”
a/k/a “Black,”**

and Burnie Tindale, charged elsewhere, knowingly used and carried, and aided, abetted and willfully caused the use and carrying of, a firearm, that is, a handgun, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, the armed bank robbery of the Citizens Bank, 5001 Edgmont Avenue, Brookhaven, Pennsylvania, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

COUNT SIX

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 27, 2004, in Andalusia, in the Eastern District of Pennsylvania,
defendants

**RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong,” and
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,”**

and Burnie Tindale, charged elsewhere, knowingly and unlawfully, by force and violence, and by intimidation, took, and aided and abetted the taking, from employees of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania, lawful currency of the United States, that is, approximately \$76,254, belonging to, and in the care, custody, control, management, and possession of, the M & T Bank, the deposits of which were insured by the Federal Deposit Insurance Corporation, and, in so doing, defendants MUIR and SOWELL knowingly and unlawfully assaulted, and aided and abetted the assault and putting in jeopardy of, the lives of the employees of the M & T Bank, and other persons, by use of a dangerous weapon, that is, a handgun.

In violation of Title 18, United States Code, Sections 2113(d) and 2.

COUNT SEVEN

THE GRAND JURY FURTHER CHARGES THAT:

On or about September 27, 2004, in Andalusia, in the Eastern District of Pennsylvania, defendants

**RONNIE MUIR,
a/k/a "Manny,"
a/k/a "Man,"
a/k/a "Strong,"
JERYLE SOWELL,
a/k/a "G,"
a/k/a "Geez,"**

and Burnie Tindale, charged elsewhere, knowingly used and carried, and aided, abetted and willfully caused the use and carrying of a firearm, that is, a handgun, during and in relation to a crime of violence for which they may be prosecuted in a court of the United States, that is, the armed bank robbery of the M & T Bank, 489 Bristol Pike, Andalusia, Pennsylvania, in violation of Title 18, United States Code, Section 2113(d).

In violation of Title 18, United States Code, Sections 924(c)(1) and 2.

NOTICE OF FORFEITURE

1. As a result of the violation of Title 18, United States Code, Section 924(c)(1), set forth in Counts Three, Five and Seven of this indictment, the defendants

**MARCEL HARPER,
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RONNIE MUIR,
a/k/a “Manny,”
a/k/a “Man,”
a/k/a “Strong”
JERYLE SOWELL,
a/k/a “G,”
a/k/a “Geez,”
CHRISTOPHER BOOKER,
a/k/a “Book,”
a/k/a “Black,” and
HENRY MYERS,**

shall forfeit to the United States of America, all firearms and ammunition involved in the commission of such offenses, including, but not limited to:

- (1) one silver large caliber revolver, and ammunition;
- (2) one grey 9mm semi-automatic pistol, and ammunition;
- (3) one grey semi-automatic pistol, and ammunition;
- (4) one black 9mm Ruger semi-automatic pistol, and ammunition; and
- (5) one semi-automatic submachine pistol with extended clip, and ammunition.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18,

United

States Code, Section 924(d).

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney